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Minutes of the regular City Council meeting of January 8, 1974. All members were present.

OPEN TIME FOR PUBLIC DISCUSSION - No response.

BUSINESS

a. RENEWAL OF FRANCHISE FOR GARBAGE COLLECTION AND REQUEST FOR RATE INCREASE

Mr. Forrest of the San Anselmo Garbage Company and Mr. Richard V. Bettini, attorney for the garbage company were present. Mr. Holger Peters was present representing Survival, Inc.

Mr. Forrest requested that the garbage rates be considered as a separate matter - that there are some changes being considered - but because of illness of members of their staff, they were not ready to discuss this matter at this time. Discussion on the rates was held over until February 12, 1974.

Mr. Bettini spoke on several areas including the recycling program and the additional cost involved, going into the different methods of handling the project. Mr. Peters read a lengthy report involving recycling - and suggested a reclamation clause be inserted in the contract with the San Anselmo Garbage Company. Survival, Inc. is preparing a recycling survey in San Anselmo and this will be available to the City Council next week. After further discussion, it was decided to go into this matter at more length on January 22, 1974 with both sides presenting their plans.

b. PUBLIC HEARINGS (Continued from November 13, 1973):

1. Z-137 Sunny Hills, rezone A/P 6-061-24; C-3 + R-1 to PPD
2. Z-138 Sunny Hills, rezone A/P 6-061-33 + 177-190-05; R-1 to PPD
3. Z-140 S.A. Elementary School District, rezone A/P 6-061-14; R-1 to PPD

M/S Blinder, Perry to instruct the staff to prepare an amending ordinance amending the zoning ordinance by rezoning of A/P 6-061-24 and A/P 6-061-33 plus 177-190-05 from C-3 and R-1 to Preliminary Planned Development with presumptive use of R-1. Passed unanimously.

M/S Blinder, Perry to instruct the staff to prepare an amending ordinance amending the zoning ordinance by rezoning A/P 6-061-14 from R-1 to Preliminary Planned Development with presumptive use of R-1. Passed unanimously.

c. APPEAL: Var. 557, Variances granted by the Planning Commission, 160 Oak Springs Drive (B. Train) (Appeal by Norm Litt).

Mr. Leitzell briefed the City Council on this item working from the wall map. Mr. Norman Litt, a neighbor in this area, spoke strongly against the variances. After a question from the audience by a neighbor, Councilman Anderson read the following from the Council Action Memo: Neither the Commission, nor the Design Review Committee has the authority to require any particular size structure to be built on a property, nor do they review the cost of construction of the structure related to surrounding improvements. All that can be required by staff is that the structure meet minimum building code requirements.

M/S Anderson, Perry to uphold the decision of the Planning Commission and deny the appeal on the basis that the structure is the minimum height which is possible on this site and that the parking approach ramp is the only practical means of access to the required off-street parking space.

Ayes: Councilmen Anderson, Stewart, Perry

Noes: Councilmen Capurro, Blinder

Councilman Capurro disapproves of the two variances. He also objected to the garage being on the roof - stating the structure should be redesigned.

There was a question directed to Mr. Leitzell about the safety of the construction in regard to slides and Mr. Leitzell reported there would be borings made and a soils report prepared before a permit is issued.

Councilman Blinder stated that the builder should design the structure so there would be no variances needed.

d. PROPOSAL FOR A WORKSHOP SESSION WITH PLANNING COMMISSION TO GUIDE CITIZENS' COMMITTEE ON GENERAL PLAN

The City Council called a special meeting with the Planning Commission for January 15, 1974.

e-1. PROPOSED ORDINANCES RELATING TO UTILITIES:

1. Undergrounding (Anderson)
2. Connection (Anderson) do

Mr. Irwin of P.G. & E explained to the City Council the work they/and do not do in regard to new installations and touched on the procedures of the telephone company. M/S Blinder - that there be an ordinance to require the underground electric and communications service lateral to new residential and commercial buildings or structures not included within a new subdivision. After discussion, Councilman Blinder withdrew his motion.

M/S Blinder, Anderson that underground electric and communication service laterals to new and remodeled residential and commercial buildings or structures not included within a new subdivision be mandatory.

Ayes: Councilmen Blinder, Anderson  
Noes: Councilmen Perry, Stewart  
Abstain: Councilman Capurro.

M/S Blinder, Anderson that all underground electric and communication service laterals to new and remodeled commercial buildings or structures not included within a new subdivision be mandatory.

Ayes: Councilmen Anderson, Capurro, Blinder, Stewart  
Noes: Councilman Perry

Councilman Blinder added to the above motion that all residential dwellings except single family be included. Passed unanimously.

M/S Capurro, Blinder to direct the City Attorney to prepare an ordinance requiring written authorization be received by the utility companies and the building division of the Public Works Department on the city's designed form prior to new connection of public utilities, particularly gas and electric services. Passed unanimously.

f. DEDICATION OF C. FREDRICK FAUDE' PARK

Dedication ceremony was set for Sunday, February 10, 1974 at 2:00 P.M. Mayor Stewart suggested having an appropriate sign prepared and installed at the site and perhaps having a picnic before the ceremony. Councilman Blinder suggested that there might be a tree-planting ceremony and include school children. The Mayor will work on the program for the ceremony and report back to the City Council.

g. APPOINTMENT TO LIBRARY BOARD UNEXPIRED TERM OF MRS. GICKER TO 6/30/77

(Nominees: Grace M. Briare and Martha H. Daly)

Vote was as follows:

Councilman Anderson	Martha Daly
Councilman Capurro	Martha Daly
Councilman Blinder	Martha Daly
Councilman Perry	Martha Daly
Mayor Stewart	Martha Daly

Mrs. Daly will be notified of her appointment to the Library Board.

h.1-DEVELOPMENT OF UPPER FLOOR, ROBSON HOUSE (Plan by Keith Franc Assoc.)

Mr. Leitzell presented the plans from the drawings prepared by Mr. E. Keith Franc Assoc. The City Attorney brought up the matter of whether the Conflict of Interest clause would apply in this case because the bill is so unclear. However, he is acting as an advocate of the City Council at this time but if this presentation was before the Design Review Committee, Mr. Franc should not only abstain but also leave the room. due to the fact that he is on the Design Review Committee.

M/S Capurro, Perry to approve the preliminary plans prepared by Keith Franc Associates and to authorize an agreement to prepare construction plans and specifications in accordance with the proposal submitted January 8, 1974.

Ayes: Councilmen Capurro, Blinder, Stewart, Perry  
Noes: Councilman Anderson

h.2-ROOM RENTAL AGREEMENT WITH SAN ANSELMO SCHOOL DISTRICT

M/S Perry, Anderson that the City Council approve the Use Permit with the school district for \$125.00 per month rent for room #5 at Isabel Cook School for a 6-month period, ending June 30, 1974, to be paid for out of account 483-45B in the event the Recreation Department is not able to obtain the facilities free. The Mayor will sign the agreement. Passed unanimously.

1. CONSENT AGENDA: M/S Capurro, Blinder to approve Consent Agenda with corrections of

Item E-"No action taken" to read "both were nominated." -Also to be eliminated from Agenda- #3 and 4 (Approval of progress payment #3, Gas Tax Projects #66 & #77.) Passed unanimously.

1. Approval of amended minutes of December 18, 1973 (Item e-NOMINATIONS FOR VACANCY ON LIBRARY BOARD)"No action taken" should read "Both were nominated".
2. Approval of Claims and Demands (Res. No. 1493)
3. Approval of progress payment #3, Gas Tax Project #66, Traffic Signals-Removed from agenda.
4. Approval of progress payment #3, Gas Tax Project #77, Overlays - removed from agenda.
5. Approval of Resolution No. 1494 for Municipal Election - March 5, 1974.
6. Approval of Resolution 1495 accepting Grant Deed from Alma R. Wiederhoeft (pl & R)
7. Award of bid for carpeting Fire Station No. 2, accepting low bid of Rafael Carpets (112 Jacoby St., San Rafael-Bid of \$697.00)
8. Approval of Certificate of Public Convenience and Necessity, San Rafael Taxicabs, Inc.
9. Approval of business license exemption for United Camps, Conferences and Retreats (Bus. Lic. No. 335)

